IN THE SUPREME COURT OF THE STATE OF NEVADA

VICTORIA GIAMPA,
Appellant,

vs.

CHARLES GIAMPA,
Respondent.

Filed: March 28, 2006
Janette M. Bloom
Clerk of Supreme Court
No. 51422

ORDER DISMISSING APPEAL

This is a proper person appeal from a district court order concerning temporary child custody and support. Eighth Judicial District Court, Family Court Division, Clark County; Gloria S. Sanchez, Judge.

Our review of the documents before this court reveals a jurisdictional defect. Specifically, the September 29, 2005 order concerning the child custody and support arrangements ostensibly is not substantively appealable because it does not appear to have finally altered custody or modified support.[1] Instead, the September 2005 order "temporarily" modified the arrangement for custody of the children and reduced respondent's child support obligation to $500 total per month. The September order also directed the parties to submit certain evidence to the court and to appear, with the children, before a psychological expert for evaluations and for recommendations as to custody and visitation, in anticipation for a future evidentiary hearing on those issues. Thus, the order does not finally resolve the

[1] NRAP 3A(b)(2).

parties' various motions and countermotions to modify custody.

Accordingly, the order is not appealable because it is subject to review and modification by the district court.[2] Further, although it appears that a hearing was scheduled for January 18, 2006, appellant has not notified this court of any written order finally resolving the custody or any support issues. Once the district court enters a written order resolving these issues, appellant may appeal if she is aggrieved.[3]

ORDER this appeal DISMISSED.

_____, J.
Maupin

_____, J.
Gibbons

_____, J.
Hardesty

cc: Hon. Gloria S. Sanchez, District Judge,
Family Court Division, Victoria Margaret Giampa,
Smith Larsen & Wixom, Clark County Clerk

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[2] See In re Temporary Custody of Five Minors, 105 Nev. 441, 777 P.2d 901 (1989) (holding that no appeal may be taken from a temporary order subject to periodic mandatory review and modification by the court).

[3] See NRAP 3A(a); NRAP 4(a).